1946 **File No.** Members Salaries II/46.

Legal Department

B **BRANCH**

Subject:— Rules and Notifications under the Bombay Legislature Members' Salaries and Allowances Act, 1937.

Re 2/F

File No. Members Salaries II/46

Jan. 1941.

349-B

Section 72 of the G. of I. Act, 1935 provides that members of Provincial Legislature Assemblies and Legislatur Councils shall be entitled to receive such salaries and allowances as may from time to time be determined by Acts of the Provincial. The Bombay Legislature Members' Salaries and Allowances Act, 1937 (Bombay III of 1937) has fixed the amount of salaries and allowances to be paid to each Members Section 2 of the Bombay Legislative Council (President and Deputy President) and the Bombay Legislative Assembly (Speaker and Deputy Speaker) Salaries Act, 1937, and the Bombay Legislature Members' Salaries and Allowances, 1937 (Temporary Repeal) Act, 1940 provides that the Bombay Legislature Members' Salaries and Allowances Act, 1937 shall be deemed to have been repealed and shall cease to have effect from the first day of July 1940 until the Proclamation dated the 4th November 1939 issued by the Governor of Bombay under section 93 of the G. of I. Act, 1935 is revoked or ceases to operate. The said Proclamation dated the 4th November 1939, has been duly revoked by the Governor of Bombay on the 3rd April 1946. That means that the Bombay Legislature Members' Salaries and Allowances Act, 1937 begins to operate from the 3rd April 1946 and the Members of the Legislature are entitled to salaries and allowances as determined by the said Act III of 1937. The salaries and allowances as determined by the Act III of 1937 have been further increased with effect from 3rd April 1946 by clauses 2 and 3 of the L.A.Bill No.II of 1946, which Bill has been passed by the both the Chamber's but which await the assent of the Governor. The said Act shall come in into operation on the day on which the assent thereto of the Governor is first published in the Official Gazette. (cf. section 5 of the Bombay General Clauses Act, 1904. A member of the Bombay Legislature would

would be entitled from the 3rd April in the date of his joining the appointment of a Parliamentary Secretary to salaries and allowances as determined byune Bombay Act III of 1937 as amended further in 1946. The increase however would not take effect until the Bill has been assented to by the Governor and Published in the B.G.G

Id/- K.J.P.
4/6.

S.A.S. I agree.

The Parliamentary Secretaries will be entitled to draw salaries and allowances from 3/4/1946 till the date of his appointment as Parliamentary Secretarys (as provided for in the BombayLogislature member's Salaries and allowances act 1937. The Bombay Logislature Member's Salaries and Allowances Act, 1937 has been amended by L.A. Bill No. II of 1946. Which with certain charges has been passed by both the Chambers and sent to the Governor for his assent, as soon as the Governor gives his assent to the Bill and the assent is published in the B.G.G. (the Parliamentary Secretaries will be entitled to draw their salaries and allowances at the enchanced rate as proposed in the Bill with effect from 3/4/46.

Id/- S.L.C.
4/6.

A.L. R. Reply as amended. Please put up immediately for my signature.

Id/- xx
5/6.

RHB.
13.7.

Legal Department.

A Parliamentary Secretary is entitled to draw salary and allowances from 3rd April 1946 till the date of his appointment as Parliamentary Secretary but the enhanced rates will not be admissible until the Governor assents to L.A. Bill No.II of 1946 and the assent is published in the Bombay Government Gazette.

Sd/- .

5/6

Assistant Remembrancer of Legal Affairs.

U.R.to P.& S.D.No.12-L, dated the 5th June 1946.

RHB.
13.7.